

Department of Environmental Protection  
 Bureau of Land & Water Quality  
 17 State House Station  
 Augusta, Maine 04333-0017  
 ☎ (207)287-2111

For Office Use Only	
File #:	<b>L-</b>
Fee Paid:	
Date Received:	
ATS #:	

## APPLICATION FOR GENERAL PERMIT

### AGRICULTURAL IRRIGATION POND

This application is to be used by applicants requesting a general permit in accordance with the provisions of Title 38 M.R.S.A. §480-Y. The submissions listed below correspond directly to this section of the Natural Resources Protection Act. An application fee of \$199.00 is required at the time of filing. Instructions are attached.

**PLEASE TYPE OR PRINT:**

① *APPLICANT INFORMATION:*

Name of applicant			
Street/Box #			
City			
State		Zip	
Telephone #			

Local Contact or Agent			
Street/Box #			
City			
State		Zip	
Telephone #			

② *PROPERTY INFORMATION:*

Name of Stream or Brook					
Nearest Road, Street, or Route Number		Tax Map #		Tax Lot #	
City/Town			County		
Name(s) of any person previously contacted at DEP					

③ ATTACHMENTS:

- A. ☐ **Attach as Exhibit #1** the appropriate United States Geological Survey Map (a U.S.G.S. topo map, 7½ minute, if available) with the boundaries of the farm and the pond site clearly marked and labeled. Clear photocopies are acceptable provided they are labeled with the quad name.
- B. ☐ **Attach as Exhibit #2** a photograph of the stream at the proposed dam site. Photos should be mounted on an 8½" by 11" sheet of paper. The photographs must be labeled with the applicant's name, location, and the date taken.
- C. ☐ **Attach as Exhibit #3** a copy of the irrigation plan for the farm. The plan must identify the following:
1. The total number of irrigated acres on the farm or unit. ☐
  2. The amount of water needed. ☐
  3. The potential sources of water for irrigation. ☐
  4. The water management practices that will be used to ensure that the amount of water used for crop irrigation will be kept to a minimum. ☐

☞ **NOTE:** *The Natural Resources Conservation Service, the Cooperative Extension Service, professional engineers, and irrigation equipment suppliers may be able to provide assistance with the preparation of this plan.*

- D. ☐ **Attach as Exhibit #4** a site plan drawn to scale that includes the following:
1. Existing and proposed topography. ☐
  2. Stream channel location. ☐
  3. Existing wetland boundaries. ☐
  4. Maximum pool elevation. ☐
  5. Normal pool elevation. ☐
  6. Dam footprint. ☐
  7. Outlet location. ☐
  8. Emergency spillway location. ☐
  9. Access roads. ☐
  10. Stockpile locations. ☐
  11. Buffer strips. ☐
- E. ☐ **Attach as Exhibit #5** cross section plans drawn to scale-
1. Through the dam. ☐
  2. Through the outlet. ☐
  3. Showing proposed maximum pool elevation. ☐
  4. Showing proposed normal pool elevation. ☐
- F. ☐ **Attach as Exhibit #6** a plan to maintain a minimum flow downstream of the dam. Include any calculations used to create the plan. The minimum flow must be equal to inflow or the site specific aquatic base flow, whichever is less, as established at the site assessment.
- G. ☐ **Attach as Exhibit #7** a complete erosion control plan using practices contained in the Maine Erosion and Sediment Control Handbook for Construction: Best Management Practices (1991) unless otherwise approved or required by the department. The erosion control plan must include:
1. A narrative with a sequence for implementing the plan. ☐
  2. Provisions to inspect and maintain erosion controls. ☐
  3. A site plan showing locations of control measures. ☐
  4. Provisions for maintaining a dry construction site. ☐

5. Provisions for disposal of dredged and excavated soil material, ☐ including a plan for dewatering the materials.

- H. ☐ **Attach as Exhibit #8** test pit logs from a minimum of 2 test pits dug in the footprint of the dam, and results of tests done on the dam fill material under the direction of a professional engineer.
- I. ☐ **Attach as Exhibit #9** a copy of the property deed, lease, purchase and sale agreement or other legal document establishing that the applicant has title, right to, or interest in the property proposed for pond development.

④ *SIGNATURE:*

By signing below, the applicant (or authorized agent) certifies that he or she has:

- ☐ Sent by certified mail a completed copy of the Notice of Intent to File to the owners of the property abutting the land upon which the project site is located within thirty (30) days prior to the filing of the application.
- ☐ Sent by certified mail a completed copy of the Notice of Intent to File to and filed a duplicate of this application, including all exhibits, with the town clerk or city clerk of the municipality(ies) where the project is located.
- ☐ Published a Notice of Intent to File once in a newspaper circulated in the area where the project site is located within thirty (30) days prior to the filing of the application.

"I certify under penalty of law that I have personally examined the information submitted in this document and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the information is true, accurate, and complete. I authorize the Department and its agents to enter the property that is the subject of this application, at reasonable hours, to determine the accuracy of any information provided herein. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment."

"I hereby authorize the person named below to act in my behalf as my agent in the processing of this application."

\_\_\_\_\_  
SIGNATURE OF APPLICANT

\_\_\_\_\_  
DATE

"I certify that the information in the application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant."

\_\_\_\_\_  
SIGNATURE OF AGENT

\_\_\_\_\_  
DATE

## INFORMATION CONCERNING THE FILING OF PUBLIC NOTICE

The Department of Environmental Protection requires that an applicant provide public notice in which he/she describes the project activity and where it is located. Three notices all using the same form (see Notice of Intent to File) are required. The notice requirements are as follows:

### 1. Newspaper

You must publish the Notice of Intent to File in a newspaper circulated in the area where the project is located. The notice must appear in the newspaper within 30 days prior to your filing the application with this Department.

### 2. Abutting Property Owners

You must send a copy of the Notice of Intent to File by certified mail to the owners of the property abutting the project. Their names and addresses can be obtained from the town tax maps or local officials. They must receive notice within 30 days prior to your filing the application with this Department.

List below the names and addresses of the owners of abutting property (attach an additional sheet if necessary)

NAME	ADDRESS

### 3. Municipal Office

You must send a copy of the Notice of Intent to File and a **duplicate of the entire application** to the Municipal Office.

### 4. Water Company/District

If the river, stream, or brook is used by a water company, municipality, or water district as a source of water supply, you must also, at the time of filing the application, forward a copy of the application to the water company, municipality, or water district by certified mail.

➡ **NOTE:** *The applicant shall use the Notice of Intent to File form on the next page or one containing identical information to notify abutters, municipal officials, and local newspapers.*

## NOTICE OF INTENT TO FILE

Please take notice that

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

is intending to file a Natural Resources Protection Act permit application with the Maine Department of Environmental Protection pursuant to the provisions of 38 M.R.S.A. Section 480 -Y

on or about (*anticipated filing date*) \_\_\_\_\_

The application is for (*state specifically what is to be done*):

\_\_\_\_\_ Construction of an agricultural irrigation pond. \_\_\_\_\_

at the following location (*state project location*):

\_\_\_\_\_

A request for a public hearing or a request that the Board of Environmental Protection assume jurisdiction over this application must be received by the Department, in writing, no later than 20 days after the application is found by the Department to be complete and is accepted for processing. A public hearing may or may not be held at the discretion of the Commissioner or Board of Environmental Protection. Public comment on the application will be accepted throughout the processing of the application.

The application will be filed for public inspection at the Department of Environmental Protection's office in (Portland, Augusta, Bangor) during normal working hours. A copy of the application may also be seen at the municipal offices in

\_\_\_\_\_, Maine.

Written public comments may be sent to:

Department of Environmental Protection  
Bureau of Land and Water Quality  
17 State House Station  
Augusta, ME 04333-0017